

# **EXHIBIT A**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

IN RE: ASHLEY MADISON CUSTOMER	)	
DATA SECURITY BREACH LITIGATION	)	
	)	
This Document Relates to:	)	MDL No. 2669
	)	
ALL CASES	)	Case No. 4:15-MD-02669-JAR
	)	

**NOTICE OF CLASS SETTLEMENT PURSUANT TO  
CLASS ACTION FAIRNESS ACT, 28 U.S.C. § 1715**

To: See Attached Service List

Pursuant to the provisions of 28 U.S.C. § 1715, Defendants Ruby Corp. (previously named Avid Life Media Inc.), Ruby Life Inc. (previously named Avid Dating Life Inc.), and Noel Biderman (altogether, “Defendants”) hereby give notice that the parties in the above-captioned lawsuit have entered into a proposed settlement of a class action subject to the approval of the United States District Court for the Eastern District of Missouri. In compliance with 28 U.S.C. § 1715, Defendants submit the following documents with this notice:

1. Pursuant to 28 U.S.C. § 1715(b)(1), copies of all complaints and amended complaints filed in this action: the Consolidated Class Action Complaint, filed on June 3, 2016, attached hereto as Exhibit A; and the operative First Amended Consolidated Class Action Complaint, filed on June 24, 2016, attached hereto as Exhibit B;
2. Pursuant to 28 U.S.C. § 1715(b)(2), the Court Order scheduling a hearing on the parties’ Motion for Preliminary Approval of Settlement for Friday, July 21, 2017, attached hereto as Exhibit C;

3. Pursuant to 28 U.S.C. § 1715(b)(3), the proposed notifications to class members (“Long Form Notice” and “Summary Publication Notice”), included as Exhibits C and D to the Settlement Agreement, and attached hereto as Exhibits D and E;
4. Pursuant to 28 U.S.C. § 1715(b)(4), the proposed class action settlement (“Settlement Agreement”), entered into among Defendants and Brian Farr, Steven Coward, Marc Benefield, Nhung Truong, Gustavo Alfaro, David Yagel, John Hiles III, Matthew Lisuzzo, Britt Garrett, Christopher Russell, David Miller, James Mike Shows, Todd Witengier, Byron Goetting, Marvin Cabiness, Keith Macomber, Paul Jack, and Anthony Imbarrato (the “Class Representatives” or “Plaintiffs”), both individually and on behalf of the Settlement Class, entered into on July 14, 2017, attached hereto as Exhibit F;
5. Pursuant to 28 U.S.C. § 1715(b)(5), an opt-out agreement between Plaintiffs and Defendants, entered into on July 14, 2017, attached hereto as Exhibit G;
6. Pursuant to 28 U.S.C. § 1715(b)(7)(B), a table listing the number of Internet users in each state who signed up for Ashley Madison, an online dating website owned and operated by Defendants, for the years 2002 through 2015, as well as the percentage share of such users by state. The table, attached hereto as Exhibit H, constitutes “a reasonable estimate of the number of class members residing in each State and the estimated proportionate share of the claims of such members to the entire settlement.” 28 U.S.C. § 1715(7)(B).<sup>1</sup>

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<sup>1</sup> It is not feasible to identify the names or numbers of class members who reside in each state. See 28 U.S.C. § 1715(b)(7)(A) (requiring such information “if feasible” and providing that in cases where it is not feasible, defendants may instead submit the information set forth in § 1715(b)(7)(B)).

At this time, there has been no final judgment or notice of dismissal (28 U.S.C. § 1715(b)(6)), and there is no written judicial opinion relating to the materials described under subparagraphs (3) through (6) of subsection 1715(b) (28 U.S.C. § 1715(b)(8)).

Dated: July 20, 2017  
St. Louis, Missouri

Respectfully Submitted,  
By: /s/ Richard Cassetta

Richard P. Cassetta (MO #43821)  
Helen C. Looney (MO #67029)  
Bryan Cave LLP  
One Metropolitan Square  
211 North Broadway, Suite 3600  
St. Louis, MO 63102-2750  
Telephone: (314) 259-2000  
Facsimile: (314) 259-2020  
richard.cassetta@bryancave.com  
helen.looney@bryancave.com

- and -

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP  
Robert A. Atkins (NY #2210771)  
Yahonnes Cleary (NY #4802492)  
1285 Avenue of the Americas  
New York, NY 10019  
Telephone: (212) 373-3183  
Facsimile: (212) 492-0183  
ratkins@paulweiss.com  
ycleary@paulweiss.com

*Attorneys for Avid Dating Life Inc. and Avid Life  
Media Inc.*

In re Ashley Madison Customer Data Security Breach Litigation  
Case No. 4:15-MD-02669-JAR, MDL No. 2669 (E.D. Mo.)  
SERVICE LIST FOR NOTICE PURSUANT TO CAFA, 28 U.S.C. § 1715

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